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CENTRAL FAX CENTER Serial No. 09/336,363
Page 5 of 6

REMARKS MAY 18 2007

Claims 1-12 and 16 have been canceled. Claims 13-15 and 17-18 remain pending in the application. Applicants amend claims 13-14 and 17-18 for clarification. No new matter has been added.

Applicants, again, acknowledge with appreciation the Examiner's allowance of claim 15.

Claims 13, 14, 17, and 18 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Applicants' Admitted Prior Art ("AAPA") in view of U.S. Patent No. 5,768,306 to Sawahashi et al. Applicants amend the claims in a good faith effort to clarify the invention as distinguished from the cited references, and respectfully traverse the rejection.

The Examiner contended that the suggestion of storing a signal from the cited portions of Sawahashi et al. would have "naturally" suggested storing the signal "over a time long enough to perform both the first correlation determination and the second correlation," as claimed. In particular, the Examiner argued that

"since the same spreading code would have been used for both the first and second correlations when the prior art references are combined ..., it is only natural that the received signal must be stored in the storage unit, i.e., a memory, for a period of time at least until both correlation determinations have been performed."
Page 2, lines 14-18 of the Office Action. (Emphasis Added)

In other words, even assuming, arguendo, that it would have been obvious to one skilled in the art at the time the claimed invention was made to combine AAPA and Sawahashi et al., such a combination would still have failed to disclose or suggest performing a second correlation determination for a signal stored in a storage unit using a spreading code that is different from a common spreading code used in a first correlation determination.

84217129_1

Serial No. 09/336,363

Page 6 of 6

Accordingly, Applicants respectfully submit that claims 13-14 and 17-18, which incorporate this feature that is absent from the cited references, are patentable over AAPA and Sawahashi et al., separately and in combination, for at least the foregoing reasons.

At the moment set forth above, this application is in condition for allowance